

Leonard V. Jones, Esq. (ID 113352014)
CHASAN LAMPARELLO MALLON & CAPPUZZO, PC
300 Lighting Way, Suite 200
Secaucus, New Jersey 07094
201-348-6000
Attorneys for Defendant Michael Rempusheski
Our File No.: 13258-0275

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

KEVIN ALFARO and GEORGEANA
SZISZAK,

Plaintiffs,

v.

MICHAEL REMPUSHESKI,

Defendant.

CIVIL ACTION
Case No. 2:21-cv-2271

NOTICE OF MOTION TO DISMISS
IN LIEU OF ANSWER
PLAINTIFF'S COMPLAINT
AGAINST DEFENDANT

TO: Alan G. Peyrouton, Esq.
Peyrouton Law
200 Passaic St.
Hackensack, New Jersey 07601
Attorneys for Plaintiffs,
Kevin Alfaro and Georgeano Sziszak

COUNSEL:

PLEASE TAKE NOTICE that as soon as counsel may be heard,
the undersigned attorneys for Defendant Michael Rempusheski
shall apply before the United States District Court, District of
New Jersey, for an Order granting Defendant's Motion to Dismiss
Plaintiff's Complaint against Defendant Michael Rempusheski, for
failure to state a claim upon which relief may be granted

pursuant to Fed. R. Civ. P. 12(b)(6) in the above- referenced matter.

The movant shall rely upon the annexed Brief and Certification of Counsel with Exhibit in support of this Motion.

A proposed form of Order is attached hereto.

Oral argument is requested if timely opposition is filed.

CHASAN LAMPARELLO MALLON & CAPPUZZO, PC
Attorneys for Defendant Michael
Rempusheski

By: /s/ Leonard V. Jones

LEONARD V. JONES

DATED: April 15, 2021

CERTIFICATION OF SERVICE

I hereby certify that on April 15, 2021, I caused to be filed with the Clerk of the United States District Court for the District of New Jersey, Newark, New Jersey, via Electronic Filing, Defendant Michael Rempusheski's Notice of Motion to Dismiss Plaintiffs' Complaint against Michael Rempusheski, supporting Brief, Certification of Counsel with Exhibit, and proposed form of Order. On April 15, 2021, I caused to be served copies of the above referenced pleadings via electronic filing upon the following:

Alan G. Peyrouton, Esq.
Peyrouton Law
200 Passaic St.
Hackensack, New Jersey 07601
Attorneys for Plaintiffs,
Kevin Alfaro and Georgeano Sziszak

I hereby certify that the foregoing statements made by me are true. I am aware that if any statement made by me is willfully false, I am subject to punishment.

By: /s/ Leonard V. Jones

LEONARD V. JONES

DATED: April 15, 2021